

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter J. Sagona, Jon Freedman and Jean-Pierre Giraud

Serial No.: 10/599,247

Filed: September 22, 2006

For: Active Film Adhered to Flexible Packages and Method Thereof

Art Unit: 1734

Conf. No.: 6223

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosures are the following:

- A completed PTO form SB/08a, which has 1 page.
- The enclosed PTO form SB/08a lists references not previously provided to or by the PTO in this application. A copy of each non-patent document listed on form SB/08a is enclosed.
- No fee is believed to be due because:
 - The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

The following arrangements have been made to pay the fees calculated above:

- No fee is believed to be due.

The Commissioner is hereby authorized to charge any additional fees, which are presently required, or credit any overpayment, to Deposit Account No. 50-1561 in the name of Greenberg Traurig LLP.

This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. §1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. §102. Applicants expressly retain the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

The Examiner is requested to initial a copy of the enclosed SB/08a and return to the applicants to indicate consideration of the enclosed references.

Respectfully submitted,

Date: October 18, 2007


Barry J. Schindler
Registration No. 32,938

Mailing Address:
GREENBERG TRAURIG LLP
Met Life Building
200 Park Avenue
New York, NY 10166
Tele: 212-801-2244
Fax: 212-801-6400

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT
(Not for submission under 37 C.F.R. 1.99)

Application Number: 10/599,247
Filing Date: September 22, 2006
First Named Inventor: Peter J. Sagona
Art Unit: 1734
Examiner Name: Unassigned
Attorney Docket No.: 062357.023706

Certification Statement

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s)"

■ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 C.F.R. 1.97(e)(1).

OR

□ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. 1.56 (c) more than three months prior to the filing of the information disclosure statement. See 37 C.F.R. 1.97(e)(2).

See attached certification statement.
 Fee set forth in 37 C.F.R. 1.17(p) has been submitted herewith.
 None

SIGNATURE

A signature of the application or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature		Date	October 18, 2007
Name/Print	Barry J. Schindler	Registration No.	32,938

The collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 USC 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon individual case.